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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/575,475	04/12/2006	Georg Schneider	W1.2219 PCT-US	3281

7590 08/21/2008  
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EXAMINER
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BANH, DAVID H

ART UNIT	PAPER NUMBER
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2854

MAIL DATE	DELIVERY MODE
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08/21/2008

PAPER

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

<b>Office Action Summary</b>	<b>Application No.</b> 10/575,475	<b>Applicant(s)</b> SCHNEIDER ET AL.	
	<b>Examiner</b> DAVID BANH	<b>Art Unit</b> 2854	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

### Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 1 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

### Status

- 1) ☒ Responsive to communication(s) filed on 23 April 2008.
- 2a) ☐ This action is **FINAL**.                      2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

### Disposition of Claims

- 4) ☒ Claim(s) 31-52 and 58 is/are pending in the application.
- 4a) Of the above claim(s) 53-57 is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☐ Claim(s) \_\_\_\_\_ is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☒ Claim(s) 31-52 and 58 are subject to restriction and/or election requirement.

### Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on \_\_\_\_\_ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

### Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All    b) ☐ Some \*    c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
  2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

### Attachment(s)

- |  |   |
|--|---|
| 1) <input type="checkbox"/> Notice of References Cited (PTO-892)                     | 4) <input type="checkbox"/> Interview Summary (PTO-413)           |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | Paper No(s)/Mail Date. _____                                      |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO/SB/08)          | 5) <input type="checkbox"/> Notice of Informal Patent Application |
| Paper No(s)/Mail Date _____  | 6) <input type="checkbox"/> Other: _____                          |

**DETAILED ACTION**

***Election/Restrictions***

1. Restriction is required under 35 U.S.C. 121 and 372.

This application contains the following inventions or groups of inventions which are not so linked as to form a single general inventive concept under PCT Rule 13.1.

In accordance with 37 CFR 1.499, applicant is required, in reply to this action, to elect a single invention to which the claims must be restricted.

Group 1, claim(s) 31, 32 and 50, drawn to a distinct contact surface, an upright guide rail and a track guidance device.

Group 2, claim(s) 31 and 33, drawn to stationary rails.

Group 3, claim(s) 31 and 34, drawn to a press support.

Group 4, claim(s) 31, 35 and 36, drawn to a roller axis of rotation and the ability to move transversely to said roller axes.

Group 5, claim(s) 31, 37 and 38, drawn to a pair of printing cylinders with a printing gap and at least one rubber blanket cylinder defining said printing gap.

Group 6, claim(s) 31, 37, 46 and 47, drawn to a pair of printing cylinders with a printing gap and a taper protrusion and complement.

Group 7, claim(s) 31, 37, 46 and 48, drawn to a pair of printing cylinders with a printing gap and a vertical rib and complement groove.

Group 8, claim(s) 31, 37, 46 and 49, drawn to a pair of printing cylinders with a printing gap and a protrusion and complement that are exchangeably mounted.

Group 9, claim(s) 31, 37 and 52, drawn to a pair of printing cylinders with a printing gap and wherein the printing unit is in a maintenance position with a movably frame separate from a stationary frame.

Group 10, claim(s) 31 and 39, drawn to a printing unit comprising multiple frame elements comprising forme cylinders and blanket cylinders.

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Group 11, claim(s) 31 and 40, drawn to the rails of the printing unit being made of non-hardened steel.

Group 12, claim(s) 31, 41 and 42, drawn to pivot shafts and eccentric shafts supporting said pivot shafts with an actuating member.

Group 13, claim(s) 31, 41 and 43, drawn to pivot shafts and eccentric shafts supporting said pivot shafts with a common torsion-proof shaft supporting the two rollers.

Group 14, claim(s) 31, 41 and 44, drawn to pivot shafts and eccentric shafts supporting said pivot shafts with laterally spaced frame plates with rollers being attached to frame plates and being pivotable around the eccentric shafts.

Group 15, claim(s) 31, 41 and 45, drawn to pivot shafts and eccentric shafts wherein said pivot shafts are coupled by a connecting rod through lever arms.

Group 16, claim(s) 31, 50 and 51 drawn to an upright guide rail, a track guidance device and at least a pair of guide rollers which roll off the sides of said guide rail..

Group 17, claim(s) 58, drawn to a method of moving the frame element via the provision of rails and the lifting of the moving of frame elements horizontally and vertically with respect to the rails.

2. The inventions listed as Groups 1 through 16 do not relate to a single general inventive concept under PCT Rule 13.1 because, under PCT Rule 13.2, they lack the same or corresponding special technical features for the following reasons: Williams (US PG Pub 2002/0178936A1) teaches the technical features of claim 31 and establishes a lack of unity *a posteriori* as the technical feature of claim 31 is not a technical feature that defines a contribution over the prior art. The inventions of Groups 1-16 and 17 do not relate to a single general inventive concept as Groups 1 through 16 are related to an apparatus comprising rollers capable of moving a frame element with two separate positions for resting and movement and Group 17 is directed to a method for moving a frame element horizontally and vertically with respect to rails.

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3. Claim 31 link(s) inventions listed in Groups 1 through 17. The restriction requirement among the linked inventions is **subject to** the nonallowance of the linking claim(s), claim 31. Upon the indication of allowability of the linking claim(s), the restriction requirement as to the linked inventions **shall** be withdrawn and any claim(s) depending from or otherwise requiring all the limitations of the allowable linking claim(s) will be rejoined and fully examined for patentability in accordance with 37 CFR 1.104. **Claims that require all the limitations of an allowable linking claim** will be entered as a matter of right if the amendment is presented prior to final rejection or allowance, whichever is earlier. Amendments submitted after final rejection are governed by 37 CFR 1.116; amendments submitted after allowance are governed by 37 CFR 1.312.

Applicant(s) are advised that if any claim presented in a continuation or divisional application is anticipated by, or includes all the limitations of, the allowable linking claim, such claim may be subject to provisional statutory and/or nonstatutory double patenting rejections over the claims of the instant application. Where a restriction requirement is withdrawn, the provisions of 35 U.S.C. 121 are no longer applicable. *In re Ziegler*, 443 F.2d 1211, 1215, 170 USPQ 129, 131-32 (CCPA 1971). See also MPEP § 804.01.

4. A telephone call was not made to applicant's attorney as the examiner has reason to believe that an election over telephone is unlikely.

Applicant is advised that the reply to this requirement to be complete must include (i) an election of a species or invention to be examined even though the requirement may be traversed (37 CFR 1.143) and (ii) identification of the claims encompassing the elected invention.

The election of an invention or species may be made with or without traverse. To preserve a right to petition, the election must be made with traverse. If the reply does not distinctly and specifically point out supposed errors in the restriction requirement, the election shall be treated as an election without traverse.

***Conclusion***

Any inquiry concerning this communication or earlier communications from the examiner should be directed to DAVID BANH whose telephone number is (571)270-3851. The examiner can normally be reached on M-Th 9:30AM-8PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Judy Nguyen can be reached on (571)272-2258. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR

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system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

DHB  
August 19, 2008

/Daniel J. Colilla/  
Primary Examiner  
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